

No. 21, S.]

[Published March 19, 1891.

CHAPTER 49.

AN ACT to amend section 1346, revised statutes,
relating to tunnels.

*The people of the state of Wisconsin, represented
in senate and assembly, do enact as follows:*

SECTION 1. Chapter 52, section 1346, of the revised statutes, is hereby amended by adding to the said section: Provided, that the electors of any town at the annual town meeting may by a vote, authorize the construction of any designated tunnel in their town at not less than sixteen feet; and it is hereby made the duty of the chairman of every town to see that the above law is complied with, so that the above section shall read as follows: Any person owning lands lying on both sides of any highway, is hereby authorized to construct a tunnel under such highway, also the necessary fences for the passage of stock and other purposes, to and through the same, in such manner as will not interfere with or endanger travel on such highway. All such tunnels shall not be less than twenty-five feet in length, and shall be maintained by the person constructing the same, and the owner of such property shall be liable for all damages which may be occasioned by reason of the failure to keep the same in repair; provided, that the electors of any town, at the annual town meeting, may, by a vote authorize the construction of any designated tunnel in their town at not less than sixteen feet. And it is hereby made the duty of the chairman of every town to see that the above law is complied with, within their respective towns.

Amends chapter 52, sec. 1346, R. S. 1878.

Owner of land may construct tunnel under highway.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.
Approved March 17, 1891.